

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

DEBORAH REARICK,	:	
	:	Case No. 4:13-cv-02520
Plaintiff,	:	
vs.	:	Judge: Matthew W. Brann
	:	Mag. Judge: Joseph F. Saporito, Jr.
THE PENNSYLVANIA STATE	:	
UNIVERSITY,	:	Complaint filed: 10/7/2013
	:	
Defendant.	:	<i>Electronically Filed</i>

**DEFENDANT’S MOTION FOR SUMMARY JUDGMENT**

Defendant, The Pennsylvania State University, by and through its undersigned attorneys, McQuaide Blasko, Inc., hereby moves for the entry of summary judgment pursuant to Federal Rule of Civil Procedure 56 with respect to Plaintiff’s Amended Complaint. The grounds for this motion are set forth in detail in the accompanying Statement of Material Facts and Appendix of Exhibits, and will be further set forth in Defendant’s initial Brief in Support of Motion for Summary Judgment. Because Plaintiff cannot establish a genuine issue of material fact and because Defendant is entitled to judgment as a matter of law as to each Count of Plaintiff’s Amended Complaint, Defendant respectfully requests that summary judgment be granted in its favor as to Plaintiff’s Amended Complaint and that Plaintiff’s Amended Complaint be dismissed in its entirety.

Respectfully submitted,

McQUAIDE BLASKO, INC.

Dated: September 30, 2016

By: s/James M. Horne  
James M. Horne  
Pa. I.D. 26908  
[jmhorne@mqblaw.com](mailto:jmhorne@mqblaw.com)

By: s/Philip K. Miles III  
Pa. I.D. 209425  
[pkmiles@mqblaw.com](mailto:pkmiles@mqblaw.com)  
811 University Drive  
State College, PA 16801  
(814) 238-4926

Attorneys for Defendant

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

DEBORAH REARICK,	:	
	:	Case No. 4:13-cv-02520
Plaintiff,	:	
	:	Judge: Matthew W. Brann
vs.	:	
	:	Mag. Judge: Joseph F. Saporito, Jr.
THE PENNSYLVANIA STATE	:	
UNIVERSITY,	:	Complaint filed: 10/7/2013
	:	
Defendant.	:	

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of Defendant's Motion for Summary Judgment in the above-captioned matter was served via U.S. Mail this 30<sup>th</sup> day of September, 2016, to the attorneys/parties of record as follows:

Deborah Rearick, *pro se*  
3796 Powells Road  
Petersburg, PA 16669  
(814) 667-2167

McQUAIDE BLASKO, INC.

By: s/James M. Horne  
James M. Horne, Esquire  
I.D. No. 26908

By: s/Philip K. Miles III  
Pa. I.D. 209425  
811 University Drive  
State College, PA 16801  
(814) 238-4926

Attorneys for Defendant